

System under S. B. 290 of the 54th Legislature.

On motion of Senator Rogers of Travis the amendment was tabled by the following vote:

Yeas—16

Aikin	Owen
Colson	Phillips
Corbin	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Wagonseller
McDonald	Willis
Moore	

Nays—14

Ashley	Martin
Bracewell	Moffett
Fly	Parkhouse
Fuller	Roberts
Hardeman	Shireman
Latimer	Strauss
Lock	Weinert

Absent

Ratliff

Senator Lock offered the following amendment to the bill:

Amend H. B. 709 by adding a new sentence at the end of subsection "h" to read as follows:

"No contract shall be made by the State Department of Welfare with any such instrumentality of a State and no state funds shall be used therefor without specific authorization by the Legislature."

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend H. B. 709 by adding a new section to be known as Section 1A, to read as follows:

Section 1A. Any agreement entered into by the "political subdivision" and the Federal government shall include a provision that no action of the Federal government shall ever impair or impede the retirement program of this State or its political subdivisions.

The amendment was adopted.

Senator Rogers of Travis moved to reconsider the vote by which the amendment by Senator Lock to H. B. No. 709 was adopted.

Question—Shall the vote by which

the amendment by Senator Lock to H. B. No. 709 was adopted be reconsidered?

Adjournment

Senator Kazen moved that the Senate stand recessed until 10:30 o'clock a. m. tomorrow.

Senator Martin moved that the Senate stand adjourned until 10:30 o'clock a. m. tomorrow.

Question first on the motion to adjourn until 10:30 o'clock a. m. tomorrow, the motion prevailed.

Accordingly, the Senate at 5:12 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

SIXTY-FOURTH DAY

(Friday, May 20, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Absent—Excused

Weinert

A quorum was announced present.

Senator Hardeman offered the invocation as follows:

We thank Thee our Father for this opportunity for service to our State, never forgetting our responsibility to Thee, Our Maker, who guides the destinies of men everywhere. Give us strength, in Thy might, to meet and resolve our problems for the benefit

of our people and to Thy glory. Forgive us our sins as we pray in Christ's name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Weinert was granted leave of absence for today on account of important business on motion of Senator Lane.

Presentation of Guests

Senator Lock by unanimous consent presented students of the New Summerfield School of Jacksonville with teachers C. B. Franklin, Mrs. A. H. Walker, Mrs. M. L. Fuller and Eugene Edwards, principal, to the Members of the Senate.

Senate Resolution 369

Senator Ratliff offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate the Ira High School Senior Class, of Ira, Texas, Scurry County, accompanied by their teacher Mr. L. M. Dawson and their sponsor Mrs. Maupin; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Ratliff by unanimous consent presented the students, Mr. Dawson and Mrs. Maupin to the Members of the Senate.

Senate Joint Resolution 2 With House Amendments

Senator Moffett called S. J. R. No. 2 from the President's table for consideration of the House amendments to the resolution.

The President laid the resolution and House amendments before the Senate, and the House amendments were read.

Senator Moffett moved that the Senate do not concur in the House amendments, but that a conference committee be appointed to adjust the differences between the two Houses on the resolution.

The motion prevailed.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate on the resolution:

Senators Moffett, Kelley, Fuller, Fly and Hardeman.

Senate Bill 254 With House Amendments

Senator Hardeman called S. B. No. 254 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Hardeman moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Concurrent Resolution 60 With House Amendments

Senator Aikin called S. C. R. No. 60 from the President's table for consideration of the House amendments to the resolution.

The President laid the resolution and House amendments before the Senate, and the House amendments were read.

Senator Aikin moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Resolution 370

Senator Moore offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate the Honorable George Nokes, a former Senator; and

Whereas, We desire to welcome this distinguished visitor to the Capitol

Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate and be extended the privileges of the floor for the day.

The resolution was read and was adopted.

(Senator Hardeman in the Chair.)

House Bill 709 on Second Reading

On motion of Senator Rogers of Travis and by unanimous consent, the Presiding Officer laid before the Senate as pending business H. B. No. 709 on its second reading (the bill having been read the second time on yesterday) with a motion to reconsider the vote by which the amendment by Senator Lock was adopted pending.

Question—Shall the vote by which the amendment by Senator Lock to H. B. No. 709 was adopted be reconsidered?

The vote by which the amendment by Senator Lock to H. B. No. 709 was adopted was reconsidered.

Senator Lock then withdrew the amendment.

Senator Lock then offered the following amendment to the bill:

Amend H. B. 709 by adding a new section to be known as Section "G" to read as follows:

"Any such instrumentality of a state may contribute to the Federal Government for Social Security purposes only such funds as are specifically appropriated therefor."

The amendment was adopted.

(President in the Chair.)

Senator Fly offered the following amendment to the bill:

Amend H. B. 709 by adding a new section after Section 1a which new section is to read as follows:

"Section 1b. It is expressly provided that should an employee or a teacher of one of the State Institutions of Higher Education become covered by the provisions of the Social Security Act of the United States Government by virtue of the provisions of this Act, then the amount contributed by the State to the State Retirement Plan for such employee or

teacher shall be limited to a sum not to exceed five per centum (5%) of the compensation paid to such person by the State Institution and shall not in any one year exceed the sum of One Hundred Eighty Dollars (\$180.00) for any such person."

On motion of Senator Rogers of Travis the amendment was tabled by the following vote:

Yeas—21

Aikin	Moore
Colson	Owen
Corbin	Phillips
Fuller	Ratliff
Hazlewood	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Martin	Secrest
McDonald	Wagonseller
Moffett	Willis

Nays—8

Bracewell	Lock
Fly	Parkhouse
Hardeman	Shireman
Latimer	Strauss

Absent

Ashley

Absent—Excused

Weinert

On motion of Senator Rogers of Travis and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

Motion to Place

House Bill 709 on Third Reading

Senator Rogers of Travis moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 709 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members of the Senate present):

Yeas—22

Aikin	Hazlewood
Ashley	Kazen
Colson	Kelley
Corbin	Lane

Lock	Rogers
McDonald	of Childress
Moffett	Rogers of Travis
Moore	Secrest
Parkhouse	Shireman
Phillips	Wagonseller
Ratliff	Willis
Roberts	

Nays—6

Bracewell	Latimer
Fly	Martin
Hardeman	Strauss

Absent

Fuller	Owen
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Absent—Excused

Weinert

(Senator Hardeman in the Chair.)

Presentation of Guests

Senator Rogers of Travis by unanimous consent presented students of the Blackshear Elementary School of Austin with teacher Mrs. M. D. Allen to the Members of the Senate.

Senate Resolution 371

Senator Martin offered the following resolution:

Whereas, We are honored today to have in the gallery the following students of the Eighth Grade Civics Class of the Peabody High School, Hillsboro, Texas: Lillie Ruth Carter, Lydia Marie Silas, Dorothy Jean Wilson, Ella Marie Brown, E. W. Ward, Chester Ray Powell, Vernell Washington, Weldon Baker, John Thompson, Howard Green, L. D. Walker, Willie James Powell, John Steward, James Hill, Rufus Toliver, Bobby Calhoun, William Lewis, Joseph Johnson, Tommy Humphrey, Walter Lee Foster, Charles Fennell, Murle Ann Hodge, Alma Ray Williams, Mary Baker, Martha Ann Anderson, Jearline Grady, Bobby Elliott, Iris Miller, Elvyn Fletcher, Jerry Bass and N. O. Williams accompanied by their principal, Mr. Thomas W. Mosely and sponsor, Mrs. Odessa R. Mosely; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Martin by unanimous consent presented the students, Mr. Mosely and Mrs. Mosely to the Members of the Senate.

Bills and Resolutions Signed

The Presiding Officer announced the signing by the President in the presence of the Senate after the captions had been read the following enrolled bills and resolutions:

S. B. No. 10, A bill to be entitled "An Act amending Section 8, Chapter 77, Acts of the 39th Legislature, Regular Session, 1925, as amended by Chapter 72, Acts of the 49th Legislature, Regular Session, 1945, and appearing and identified as Article 1538h, Chapter 19A, Title 32, Vernon's Civil Statutes of the State of Texas; and declaring an emergency."

S. B. No. 276, A bill to be entitled "An Act amending Article 2324, Revised Civil Statutes of Texas, 1925, revising the fees which court reporters may charge for transcripts of evidence; repealing Article 2325, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

S. C. R. No. 69, Recalling S. B. No. 346 from the Governor's office and making certain corrections.

S. C. R. No. 70, Commending Texas Heritage Foundation.

S. C. R. No. 71, Providing presentation of a portrait of Lieutenant General Ernest O. Thompson to the State of Texas.

(President in Chair.)

Senate Bill 45 With House Amendments

Senator Parkhouse called S. B. No. 45 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Parkhouse moved that the Senate concur in the House amendments.

The motion prevailed.

Record of Votes

Senators Moore and Willis asked to be recorded as voting "nay" on the motion to concur in House amendments to S. B. No. 45.

Senate Concurrent Resolution 72 on Second Reading

On motion of Senator Ashley and by unanimous consent the President laid before the Senate on its second reading the following resolution:

S. C. R. No. 72, Granting Northern Natural Gas Company permission to sue the State of Texas.

The resolution was read the second time and was adopted.

Record of Votes

Senators Hardeman and Martin asked to be recorded as voting "Nay" on the adoption of the above resolution.

Senate Bill 266 With House Amendments

Senator Kazen called S. B. No. 266 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Kazen moved that the Senate concur in the House amendments.

The motion prevailed.

House Bill 930 on Second Reading

On motion of Senator Kelley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 930, A bill to be entitled "An Act authorizing any county in this State which borders on a river between the State of Texas and the Republic of Mexico to construct, acquire, improve, operate, maintain and repair a toll bridge or bridges with all rights, franchises and appurtenant properties and to pay

therefor by the issuance of revenue bonds; providing that if any existing toll bridge or bridges are so acquired by purchase from the owner or owners thereof, such may be accomplished by purchase of the properties as such, or, if such be owned by a private corporation, either by purchase from it of the properties, as such, or by purchasing the capital stock of such corporation; etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 930 on Third Reading

Senator Kelley moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 930 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	McDonald
Bracewell	Moffett
Colson	Moore
Corbin	Owen
Fly	Parkhouse
Fuller	Ratliff
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis

Absent

Ashley	Roberts
Phillips	

Absent—Excused

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Kelley
Bracewell	Lane
Colson	Latimer
Corbin	Lock
Fly	Martin
Fuller	McDonald
Hardeman	Moffett
Hazlewood	Moore
Kazen	Owen

Parkhouse	Secrest
Phillips	Shireman
Ratliff	Strauss
Rogers	Wagonseller
of Childress	Willis
Rogers of Travis	

Absent

Ashley Roberts

Absent—Excused

Weinert

House Bill 724 on Second Reading

Senator Lane asked unanimous consent to suspend the regular order of business and take up H. B. No. 724 for consideration at this time.

There was objection.

Senator Lane then moved to suspend the regular order of business and take up H. B. No. 724 for consideration at this time.

The motion prevailed by the following vote:

Yeas—19

Aikin	Moore
Ashley	Owen
Corbin	Ratliff
Fuller	Roberts
Hazlewood	Rogers
Kazen	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Moffett	Willis

Nays—6

Hardeman	Phillips
Martin	Strauss
McDonald	Wagonseller

Present—Not Voting

Colson Parkhouse

Absent

Bracewell Kelley
Fly

Absent—Excused

Weinert

The President laid before the Senate on its second reading the following bill:

H. B. No. 724, A bill to be entitled "An Act relating to expenses of mem-

bers of the Commissioners' Court in connection with the use of privately owned automobiles for traveling on official business within the county; amending Chapter 456, Acts of the 52nd Legislature, 1951, by adding a new section authorizing an allowance not to exceed \$100 per month for each member of the Commissioners' Court in counties having a population in excess of 47,000 and having an assessed valuation in excess of forty million dollars; and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. 724 by adding at the end of Section 1 the following:

"This Act shall not affect any county bordering on the Gulf of Mexico which is included in the present provisions of Chapter 456, Acts of the 52nd Legislature, 1951, codified as Art. 2350 of Vernon's Texas Civil Statutes, or to any county bordering on the Gulf of Mexico not included in the provisions of such Act."

The amendment was adopted.

Senator Willis offered the following amendment to the bill:

Amend H. B. No. 724 by adding the following sentence at the end of Section 1 of said bill:

The provisions of this Act shall not lower the amount of compensation being received at the effective date of this Act by any member of a Commissioners' Court for traveling expenses and depreciation on his automobile used in official business.

The amendment was adopted.

On motion of Senator Lane and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

Record of Vote

Senator Hardeman asked to be recorded as voting "Nay" on the passage of H. B. No. 724 to third reading.

House Bill 724 on Third Reading

Senator Lane moved that Senate Rule 32 and the constitutional rule

requiring bills to be read on three several days be suspended and that H. B. No. 724 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Owen
Ashley	Parkhouse
Bracewell	Phillips
Colson	Ratliff
Fuller	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman
McDonald	Strauss
Moffett	Willis

Nays—2

Hardeman	Martin
Absent	
Corbin	Moore
Fly	Wagonseller
Hazlewood	

Absent—Excused

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

That bill was read third time and passed.

Record of Vote

Senator Hardeman asked to be recorded as voting "Nay" on the final passage of H. B. No. 724.

Senate Resolution 372

Senator Fuller offered the following resolution:

Whereas, We are honored today to have in the gallery 41 pupils from Hamshire-New Holland School District of Hamshire, Jefferson County, Texas, accompanied by L. L. Taylor, Supt., Mrs. E. A. Turk, A. G. Flournoy, Tom Martin and Juanita Martin; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Fuller by unanimous consent presented the students and their sponsors to the Members of the Senate.

House Bill 131 on Second Reading

Senator Moffett asked unanimous consent to suspend the regular order of business and take up H. B. No. 131 for consideration at this time.

There was objection.

Senator Moffett then moved to suspend the regular order of business and take up H. B. No. 131 for consideration at this time.

The motion prevailed by the following vote:

Yeas—19

Aikin	Phillips
Bracewell	Ratliff
Colson	Roberts
Corbin	Rogers
Fuller	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Moffett	Wagonseller
Parkhouse	Willis

Nays—7

Hardeman	McDonald
Latimer	Owen
Lock	Strauss
Martin	

Absent

Ashley	Hazlewood
Fly	Moore

Absent—Excused

Weinert

The President laid before the Senate on its second reading the following bill:

H. B. No. 131, A bill to be entitled "An Act concerning public recreational programs and facilities; authorizing their establishment by cities, towns and school districts acting

singly or jointly; and declaring an emergency."

The bill was read the second time.

Senator Lock offered the following amendment to the bill:

Amend H. B. 131 by striking out the words "school districts" and "school boards" wherever they appear.

The amendment was adopted.

On motion of Senator Moffett and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 131 on Third Reading

Senator Moffett moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 131 be placed on its third and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	McDonald
Ashley	Moffett
Bracewell	Owen
Colson	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Kazen	Roberts
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Willis

Nays—1

Rogers
of Childress

Absent

Corbin	Moore
Fly	Wagonseller
Hazlewood	

Absent—Excused

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—25

Aikin	Moffett
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fuller	Ratliff
Hardeman	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Willis

Absent

Corbin	Moore
Fly	Wagonseller
Hazlewood	

Absent—Excused

Weinert

House Bill 396 on Second Reading

On motion of Senator Colson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 396, A bill to be entitled "An Act reorganizing the 75th Judicial District of Texas to be composed of Liberty and Chambers Counties and prescribing the jurisdiction and fixing the terms thereof; reorganizing the 88th Judicial District of Texas to be composed of Hardin and Tyler Counties and prescribing the jurisdiction and fixing the terms; etc.; and declaring an emergency."

The bill was read the second time.

Senator Colson offered the following committee amendment to the bill:

Amend H. B. 396 by striking out all below Section 16 and inserting in lieu thereof the following:

"Section 17. This Act shall become effective on September 1, 1955.

"Section 18. The overcrowded condition of the dockets of the District Courts of the 75th and 88th Judicial Districts, and the crowded conditions of the calendar in both Houses of the Legislature, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House, be suspended, and said Rule is hereby suspended and that this Act shall take effect and be in force from

and after September 1, 1955, and it is so enacted."

The committee amendment was adopted.

On motion of Senator Colson and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 396 on Third Reading

Senator Colson moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 396 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fuller	Ratliff
Hardeman	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Willis
Moffett	

Absent

Corbin	Hazlewood
Fly	Wagonseller

Absent—Excused

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Martin
Ashley	McDonald
Bracewell	Moffett
Colson	Moore
Fuller	Owen
Hardeman	Parkhouse
Kazen	Phillips
Kelley	Ratliff
Lane	Roberts
Latimer	Rogers
Lock	of Childress

Rogers of Travis	Strauss
Secrest	Willis
Shireman	

Absent

Corbin	Hazlewood
Fly	Wagonseller

Absent—Excused

Weinert

House Concurrent Resolution 90 on Second Reading

On motion of Senator Willis and by unanimous consent, the President laid before the Senate on its second reading the following resolution:

H. C. R. No. 90, Granting J. Herman Lowe and wife permission to sue the State of Texas.

The resolution was read the second time and was adopted.

House Bill 383 on Third Reading

On motion of Senator Owen and by unanimous consent, the President laid before the Senate on its third reading the following bill:

H. B. No. 383, A bill to be entitled "An Act relating to salaries of District Attorneys; authorizing the Commissioners' Courts of the counties comprising the 70th Judicial District to supplement the salary of the District Attorney of that district; authorizing the Commissioners' Court of Midland County to supplement the salary of the District Attorney of the Special Judicial District of Midland County; and declaring an emergency."

The bill was read the third time.

Senator Owen offered the following amendment to the bill:

Amend House Bill 383 by striking from the last clause of the first paragraph of Section 1, line 21, the words "shall not exceed" and by substituting in lieu thereof the words "shall not be supplemented to exceed" and by striking from the last clause of the first paragraph of Section 2, lines 39 and 40, the words "shall not exceed" and by substituting in lieu thereof the words "shall not be supplemented to exceed."

The amendment was adopted by the following vote:

Yeas—26

Aikin	Ashley
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Bracewell	Owen
Colson	Parkhouse
Fuller	Phillips
Hardeman	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis
Lock	Secrest
Martin	Shireman
McDonald	Strauss
Moffett	Willis
Moore	

Absent

Corbin	Hazlewood
Fly	Wagonseller

Absent—Excused

Weinert

On motion of Senator Owen and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed by the following vote:

Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fuller	Ratliff
Hardeman	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Willis
Moffett	

Absent

Corbin	Hazlewood
Fly	Wagonseller

Absent—Excused

Weinert

Senate Bill 46 with House Amendments

Senator Parkhouse called S. B. No. 46 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate and the House amendments were read.

Senator Parkhouse moved that the Senate concur in the House amendments.

The motion prevailed.

Record of Votes

Senators Willis, Secrest, Roberts and Rogers of Travis asked to be recorded as voting "Nay" on the motion to concur in House amendments to S. B. No. 46.

Message from the Governor

The President laid before the Senate and directed the Reading Clerk to read the following message received from the Governor today:

Austin, Texas,
May 20, 1955.

To the Members of the Fifty-fourth Legislature.

I am vetoing and returning herewith Senate Bill No. 414 for the reason that it has been held unconstitutional by the Attorney General. In Opinion No. MS-213, dated May 18, 1955, I am advised that S. B. 414 contravenes Section 56, Article III of the Constitution of Texas.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Senate Concurrent Resolution 73

Senator Shireman offered the following resolution:

S. C. R. No. 73, Requesting Texas Legislative Council to study the transportation of migrant workers.

Whereas, It is estimated that 100,000 or more Texas citizens of Mexican descent are migratory farm workers who travel annually from South Texas to other sections of the state and to other states to work in the harvest of cotton, sugar beets, and other vegetable and fruit crops; and

Whereas, In addition to those who travel and work wholly within Texas, about 40,000 to 45,000 migrants a year travel to **work in other states** under contract to licensed labor agents or recruiters; and

Whereas, Many migrants are transported in trucks and other vehicles not primarily designed for the transportation of passengers; and

Whereas, Most of the vehicles used for transporting migrants do not provide seating facilities, fire extinguishers, safety glass, or other protective and safety devices ordinarily required in vehicles transporting passengers,

and most of the drivers of such vehicles do not hold chauffeurs' licenses as required for drivers of other vehicles transporting passengers; and

Whereas, Several serious accidents involving these types of vehicles have occurred in recent years with considerable loss of human life; and

Whereas, Under present law, no state or federal agency has specific responsibility for the regulation of such transportation of migrants; and

Whereas, There are no applicable laws, rules, or regulations concerning frequency of stops and rest periods for passengers in such vehicles; and

Whereas, Some camps and facilities for migrant workers en route to and from employment areas are operated under questionable conditions from the standpoint of health and sanitation; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, That the Texas Legislative Council be requested to study the transportation of Texas migrant workers, including safety and health aspects of both vehicles and camps and other facilities used by migrant labor en route to or from employment areas; and, be it further

Resolved, That state agencies concerned with this problem, including the Bureau of Labor Statistics, the Texas State Department of Health, the Railroad Commission, the Department of Public Safety, and the Good Neighbor Commission, be requested to cooperate with the Council in making this study; and, be it further

Resolved, That the Texas Legislative Council make a report of its findings, together with such recommendations as it may deem desirable, to the Fifty-fifth Legislature.

SHIREMAN
KELLEY

The resolution was read.

On motion of Senator Shireman and by unanimous consent the resolution was considered immediately and was adopted.

Executive Session

On motion of Senator Aikin, and by unanimous consent, the Senate agreed to hold an executive session at 1:05 o'clock p. m. today.

Accordingly, the President directed all those not entitled to attend the

executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be members of the State Board of Dental Examiners for six-year terms to expire May 24, 1961: Dr. H. Arthur Zappe of Mineral Wells, Palo Pinto County; Dr. Jack R. Winston of Houston, Harris County.

In Legislative Session

The President called the Senate to order as in Legislative Session at 1:13 o'clock p. m. today.

Adjournment

On motion of Senator Hardeman the Senate at 1:15 o'clock p. m. adjourned until 10:30 o'clock a. m. on Monday, May 23, 1955.

SIXTY-FIFTH DAY

(Monday May 23, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent—Excused

Corbin

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation, as follows: